

**FISH AND WILDLIFE SERVICE
STATE GRANTS**

State Grants

Part 522 Federal Assistance Program Guidance

Chapter 7 Operation and Maintenance

522 FW 7

Amendment 1

Series: State Grants
Part 522: Federal Assistance Program Guidance
Chapter 7: Operation and Maintenance
Amendment Number: 1
Purpose: The purpose of this amendment is to amend chapter 7 and supersede Director's Order (DO) No. 184, so that we do not need to extend the DO annually. DO 184 makes it possible for grantees to use Federal Assistance funds for operation and maintenance on facilities they purchased under the Land and Water Conservation Fund Act.

Action:

This amends 522 FW 7 and supersedes Director's Order 184 as follows:

1. Strike the last sentence in section 7.4C:

C. Facilities acquired or constructed with non-Federal Aid funds. Operation and maintenance activities at facilities that the State acquired or constructed with non-Federal Aid funds, are eligible if such facilities are necessary to carry out an approved Federal Aid grant [50 CFR 80.17]. ~~Refer to paragraph 7.5 for guidance relating to facilities purchased or constructed under the Land and Water Conservation Fund Act.~~

2. Delete paragraph 7.5B which currently reads:

B. You may not use Federal Aid funds to operate or maintain properties or facilities purchased or constructed under the Land and Water Conservation Fund Act [16 U.S.C. 4601-8].

3. Replace paragraph 7.5B with the following:

Both the Fish and Wildlife Service (FWS) and the National Park Service (NPS) receive appropriations from the Land and Water Conservation Fund (LWCF) and issue grants to States and other entities. Unless prohibited by law or regulation, an FWS grant program that awards LWCF funds may fund the operation or maintenance of properties or facilities purchased or constructed with LWCF funds appropriated to NPS. The LWCF Act prohibits States and other recipients of NPS's LWCF funds from using them to operate or maintain properties or facilities purchased or constructed with other LWCF funds appropriated to NPS. State Wildlife Grants and the Landowner Incentive Program are examples of FWS grant programs that award LWCF funds appropriated to FWS.

Acting



DIRECTOR

Date: March 2, 2007

03/02/07

STATE GRANTS

Supersedes Director's Order 184, 06/20/05